

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

SSGT. JASON A. ADKINS, USAF, :  
 :  
Plaintiff, :  
 :  
v. : Civil Action No. 04-1453-JJF  
 :  
DONALD H. RUMSFELD, Secretary of :  
Defense; JAMES G. ROCHE, Secretary :  
of the Air Force; GEN. JOHN W. :  
HANDY, Commander Air Mobility :  
Command, COL. JOHN I. PRAY, JR., :  
436th Air Wing Commander, in their :  
official capacities, :  
 :  
Defendants. :

O R D E R

At Wilmington, this 16 day of September 2005, for the  
reasons discussed in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that Defendants' Motion To Dismiss  
(D.I. 9) is DENIED.

  
UNITED STATES DISTRICT JUDGE